



09-23-03

Bd of Appeal
#20031231

Continuation of
Appl. No.

09/315,796

Applicant

:

Davis et al.

Filed

:

For

:

Combined Lithographic/Flexographic Printing Apparatus
and Process

Examiner

:

Docket No.

:

111667-1006

#72
Petition to
Make Special
(12-30-03)
(K15)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
SEP 26 11 33 AM '03
PATENT & TRADEMARK OFFICE

PETITION TO MAKE SPECIAL UNDER 37 C.F.R. § 1.102(d)

Pursuant to 37 C.F.R. § 1.102(d), Applicant hereby petitions the Commissioner to make the subject application special so that it may be taken out of turn for immediate action. In support thereof, Applicant provides the following:

1. Mr. Bill L. Davis is a co-inventor of "Combined Lithographic/Flexographic Printing Apparatus and Process" described in U.S. Patent No. 5,630,363.
2. Mr. Davis has reviewed the claims provided in the Preliminary Amendment enclosed herewith. (See Affidavit of Bill L. Davis, ¶3)
3. Mr. Davis has compared the claims to the characteristics of certain printing presses being offered in the United States. (See Affidavit of Bill L. Davis, ¶4)
4. As a result of his review, Mr. Davis determined that there is at least one infringing product actually being offered for sale in the United States. (See Affidavit of Bill L. Davis, ¶5)
5. A rigid comparison of at least one infringing product with the claims of the application has been made, and in Mr. Davis' opinion, at least one of the claims is unquestionably infringed. (See Affidavit of Bill L. Davis, ¶6)

09/26/2003 WABR/HAM1 00000050 09315796

01 FC:1460

130.00 DP

6. Mr. Davis has a good knowledge of the pertinent prior art. (See Affidavit of Bill L. Davis, ¶7)

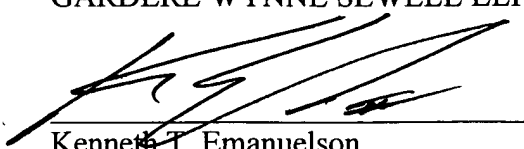
7. Applicants are aware of no references having more pertinence to the present application than the references listed on the enclosed Information Disclosure Statement. (See Affidavit of Bill L. Davis, ¶8)

8. Enclosed herewith is a check in the amount of \$130.00 for the petition fee.

Respectfully submitted,

GARDERE WYNNE SEWELL LLP

Date: 9-22-03



Kenneth T. Emanuelson
Registration No. 46,684
ATTORNEY FOR APPLICANT
1601 Elm Street, Suite 3000
Dallas, Texas 75201
(214) 999-3000 – Telephone
(214) 999-3623 – Fax

0931596-0104
407250-952560